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**UNITED STATES DISTRICT COURT
DISTRICT OF THE NORTHERN MARIANA ISLANDS**

UNITED STATES of AMERICA,

Plaintiff,

v.

JEFFREY H. BORJA,

Defendant

Case No.: 07-00008

**GOVERNMENT'S PROPOSED
STATEMENT OF THE CASE,
PRELIMINARY INSTRUCTIONS,
AND VERDICT FORM**

Trial Date: July 2, 2007

Trial Time: 9:00 a.m.

Trial Judge: Hon. Alex R. Munson

The United States submits, for the Court's consideration and use at trial of the above-captioned case, the following documents:

- 1) Statement of the Case;
- 2) Preliminary Instructions; and
- 3) Verdict Form

Respectfully Submitted,

LEONARDO M. RAPADAS

United States Attorney

CRAIG N. MOORE

Assistant U.S. Attorney

**UNITED STATES DISTRICT COURT
DISTRICT OF THE NORTHERN MARIANA ISLANDS**

UNITED STATES of AMERICA,

Plaintiff,

v.

JEFFERY H. BORJA,

Defendant

Case No.: 07-00008

**COURT'S STATEMENT
OF THE CASE**

Trial Date: July 2, 2007

Trial Time: 9:00 a.m.

Trial Judge: Hon. Alex R. Munson

The Indictment in this case charges the defendant, Mr. Jeffery H. Borja, with one count of Distribution of a Controlled Substance Within One Thousand feet (1000') of a School in violation of 21 U.S.C. §§ 841(a)(1), (b)(1)(C), and 860(a). The defendant has entered a plea of Not Guilty to the charge against him. He is presumed innocent of that charge unless and until the government proves the defendant guilty beyond a reasonable doubt.

ALEX R. MUNSON
United States District Court Judge

**UNITED STATES DISTRICT COURT
DISTRICT OF THE NORTHERN MARIANA ISLANDS**

UNITED STATES of AMERICA,

Plaintiff,

v.

JEFFERY H. BORJA,

Defendant

Case No.: 07-00008

**COURT'S PRELIMINARY
INSTRUCTIONS**

Trial Date: July 2, 2007

Trial Time: 9:00 a.m.

Trial Judge: Hon. Alex R. Munson

As I have already told you, the Indictment in this case charges the defendant, Mr. Jeffery H. Borja, with one count of Distribution of a Controlled Substance Within One Thousand feet (1000') of a School in violation of 21 U.S.C. §§ 841(a)(1), (b)(1)(C), and 860(a). At the end of the case, before you begin your deliberations, I will give you detailed instructions about the law that you must apply. Now, however, in order to help you better understand the evidence as the trial proceeds, I am going to give you a preliminary instruction about the offense charged in the Indictment.

Every criminal charge has a number of "elements" or parts. The crime of Distribution of a Controlled Substance, that is, d-methamphetamine hydrochloride in the form commonly known as "ice," Within One Thousand feet of a School has three (3) such elements. Those elements are:

1) that defendant knowingly and intentionally delivered a controlled substance, that is, methamphetamine, or some other prohibited drug;

2) that defendant knew that is was methamphetamine or some other prohibited drug;

and

**UNITED STATES DISTRICT COURT
DISTRICT OF THE NORTHERN MARIANA ISLANDS**

UNITED STATES of AMERICA,

Plaintiff,

v.

JEFFERY H. BORJA,

Defendant

Case No.: 07-00008

VERDICT FORM

Trial Date: July 2, 2007

Trial Time: 9:00 a.m.

Trial Judge: Hon. Alex R. Munson

We, the Jury, render the following unanimous verdict on the charges in the Indictment:

Count 1: Distribution of d-methamphetamine hydrochloride in the form commonly known as "ice" on or about November 14, 2002

Guilty _____

Not Guilty _____

If – and only if -- you find the defendant guilty of Count 1, was the offense committed within one thousand feet (1000') of a private elementary school?

Yes _____

No _____

Foreperson

Date